

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE**

KACEY LYNN and ANIECIA VARGAS,
individually and on behalf of all others
similarly situated,

Plaintiff,

v.

MERRIMACK COLLEGE,

Defendant.

CASE No. 1:20-cv-00632-PB

**JOINT MOTION TO
STAY PROCEEDINGS**

NOW COMES the Plaintiffs, by and through their attorneys Bursor & Fisher, P.A., and the Defendant, by and through its attorneys Quinn Emanuel Urquhart & Sullivan, LLP, and respectfully submit the within Joint Motion to Stay Proceedings, stating as follows:

1. On June 24, 2021, the Court issued a Memorandum and Order granting in part and denying in part Defendant's Motion to Dismiss the operative First Amended Complaint in this matter (ECF No. 48);
2. On July 7, 2021, the Court held a status conference and directed the Parties to submit a proposed scheduling plan on or before July 21, 2021, or to move for an extension if exploring ADR;
3. The Parties have met-and-conferred and have begun to explore potential resolution of this matter;
4. The Parties believe their resources and the Court's resources would be better served focusing on resolution rather than discovery and other litigation matters at this time;
5. Accordingly, the Parties jointly request that the Court stay this matter for 60 days

to allow them to exclusively focus on their resolution efforts;

6. The Parties will update the Court within 60 days of the status of their efforts and propose appropriate next steps;

7. Due to the discretionary nature of the relief requested, no memorandum of law is believed to be required.

WHEREFORE, the plaintiffs respectfully pray this Honorable Court stay the proceedings in this matter for 60 days to allow for the Parties to exclusively focus on their resolution efforts.

Respectfully submitted,
KACEY LYNN and ANIECIA VARGAS,
individually and on behalf of all others
similarly situated,
By their attorneys,
BUSOR & FISHER, P.A.

Date: July 21, 2021

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the within Motion was forwarded this date via the ECF filing system to all counsel of record.

/s/ Philip L. Fraietta
Philip L. Fraietta